

**CITY OF MAPLE HEIGHTS  
COUNCIL MEETING AGENDA (Revised)**

**Maple Heights Senior Center - 7:00 PM**

**September 20, 2023**

1. **Caucus: 6:30 pm** All Members of Council
2. **Call to Order:** Council President Ron Jackson
3. **Invocation/Pledge of Allegiance:** Councilwoman Toni Jones, District 2
4. **Roll Call:** Council Clerk Leonette Cicirella Johnson
5. **Addendum:**
6. **Approval of Minutes:** September 6, 2023 Regular Meeting of Council
7. **Communications:** a. Letter of Appeal Regarding Planning and Zoning Case No. 2023-PZ-37
8. **Council Committee Reports:**
9. **Department Reports:**
10. **Citizens' Comments:** Per Council Rule 220.01(c)(9)  
*Comments from City residents will be entertained at Regular Council Meetings only, and shall be limited to four (4) minutes per person for comments on the agenda and comments of a general nature and no person shall be allowed to speak more than once. A person wishing to address Council shall first be recognized by the President of Council, and when recognized, shall come forward, state his or her name and address and state the subject matter which he or she wishes to discuss. Total resident comments shall be limited to 45 minutes for all comments. Under special circumstances, this rule can be extended or modified by a majority of Council present. No profanity or comments of a personal or inflammatory nature will be tolerated under any circumstances. The Presiding Officer shall permit a one (1) minute response from the Mayor or Council Member or Department Director to whom the Citizen's question is directed.*
11. **Legislation:**

**2023-76 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT TWO TO THE PROFESSIONAL SERVICES AGREEMENT WITH SAFE BUILT OHIO, LLC TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE CITY'S BUILDING AND ZONING CODES, AND DECLARING AN EMERGENCY.**

**Reading 3 (Blackwell)**

**2023-83 A RESOLUTION PERMITTING AN EXCEPTION TO THE EMPLOYEE VACATION SCHEDULE SET FORTH IN COD. ORD. SECT. 260.05 AND AUTHORIZING THE MAYOR TO INCREASE THE VACATION TIME FOR SERVICE DIRECTOR CIRESI FROM TWO (2) WEEKS TO FOUR (4) WEEKS, EFFECTIVE JANUARY 1, 2024, WITH FUTURE INCREASES IN WEEKS OF VACATION TIME, NOT COVERED BY THE SCHEDULE SET FORTH IN COD. ORD. SECT. 260.05, BEING SUBJECT TO APPROVAL BY THE MAYOR AND COUNCIL, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-87 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH TO**

**PROVIDE HEALTH SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE YEARS 2024 AND 2025 AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-88 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH (CCBH) AS A SUB-RECIPIENT OF A \$25,000.00 GRANT AWARDED TO CCBH BY THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR), DIVISION OF FORESTRY, FOR AN URBAN TREE CANOPY RESTORATION PROJECT TO EXPAND THE TREE CANOPY IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-89 A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2023-PZ-36 WHICH DENIED THE APPLICATION OF KEN KRAYNAK AND LINDA LUKAT OF 14207 KREMS AVENUE FOR A VARIANCE FROM THE REQUIREMENTS OF SECT. 1290.06 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES THAT SINGLE FAMILY DWELLING UNITS MUST HAVE A GARAGE FOR OFF-STREET PARKING.**

**Reading 1 (Council as a Whole)**

**2023-90 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT FROM THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) THROUGH THE TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE (TLCI) IMPLEMENTATION PROGRAM, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

- 12. Expenditures over \$25,000.00:**
- 13. Mayor's Report:**
- 14. Council/Council President's Reports:**
- 15. Adjournment:**

**RESOLUTION NO.: 2023-76**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT TWO TO THE PROFESSIONAL SERVICES AGREEMENT WITH SAFEUILT OHIO, LLC TO PROVIDE CONSULTING SERVICES IN CONNECTION WITH THE CITY'S BUILDING AND ZONING CODES, AND DECLARING AN EMERGENCY.**

**WHEREAS,** SAFEuilt Ohio, LLC currently provides the City with professional consulting services in connection with the City's Building and Zoning Codes through an agreement which provided services effective June 1, 2021; and

**WHEREAS,** on August 1, 2022, SAFEuilt Ohio, LLC and the City instituted Amendment One to the agreement to perform services at a reduced rate on specified projects through September 30, 2022; and

**WHEREAS,** SAFEuilt Ohio, LLC and the City desire to amend the agreement as set forth in Amendment Two attached hereto as Exhibit A and incorporated herein by reference.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio that:

**Section 1.** The Mayor is hereby authorized to enter into Amendment Two to the Professional Services Agreement with SAFEuilt Ohio, LLC to provide the City with professional consulting services in connection with the City's Building and Zoning Codes. A copy of the Agreement is available in the office of the Director of Planning and Development and incorporated as if fully rewritten herein.

**Section 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason so that the Amendment Two may be timely executed and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

**RESOLUTION NO.: 2023-83**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION PERMITTING AN EXCEPTION TO THE EMPLOYEE VACATION SCHEDULE SET FORTH IN COD. ORD. SECT. 260.05 AND AUTHORIZING THE MAYOR TO INCREASE THE VACATION TIME FOR SERVICE DIRECTOR CIRESI FROM TWO (2) WEEKS TO FOUR (4) WEEKS, EFFECTIVE JANUARY 1, 2024, WITH FUTURE INCREASES IN WEEKS OF VACATION TIME, NOT COVERED BY THE SCHEDULE SET FORTH IN COD. ORD. SECT. 260.05, BEING SUBJECT TO APPROVAL BY THE MAYOR AND COUNCIL, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Service Director Tony Ciresi was originally employed by the City for 27 years, from June 1994 to September 2021, and was Service Director from March 2017 to September 2021, and had earned six (6) weeks of vacation time; and

**WHEREAS**, after leaving employment with the City in September 2021, Ciresi was re-employed by the City in August 2022, and re-appointed Service Director in November 2022; and

**WHEREAS**, pursuant to the vacation schedule set forth in Cod. Ord. Sect. 260.05, since Ciresi's re-employment period is currently only one (1) year, he is only entitled to two (2) weeks of vacation; and

**WHEREAS**, in recognition of Ciresi's prior 27 years of service with the City, and the fact that, as Service Director he is a Department Head, the Mayor desires to increase his available vacation time to four (4) weeks, effective January 1, 2024; and

**WHEREAS**, Council desires to permit an exception to the employee vacation schedule set forth in Cod. Ord. Sect. 260.05 and authorize the Mayor to increase the vacation time for Service Director Ciresi from two (2) weeks to four (4) weeks, effective January 1, 2024, with future increases in Ciresi's weeks of vacation time that are not covered by the schedule set forth in Cod. Ord. Sect. 260.05, being subject to approval by the Mayor and Council;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, that:

**Section 1.** Council hereby permits an exception to the employee vacation schedule set forth in Cod. Ord. Sect. 260.05 and authorizes the Mayor to increase the vacation time for Service Director Ciresi from two (2) weeks to four (4) weeks, effective January 1, 2024, with future increases in Ciresi's weeks of vacation time that are not covered by the schedule set forth in Cod. Ord. Sect. 260.05, being subject to approval by the Mayor and Council.

**Section 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such

formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that the vacation time benefits for Ciresi must be established before January 1, 2024, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

**RESOLUTION NO: 2023-87**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH TO PROVIDE HEALTH SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE YEARS 2024 AND 2025 AND DECLARING AN EMERGENCY.**

**WHEREAS**, Ohio Revised Code Chapter 3709 requires every municipality in Ohio to provide health services to their residents through either a City Health District or by contract with the County Health District; and

**WHEREAS**, the Cuyahoga County Board of Health is charging a uniform rate of \$7.25 per capita based on the population of the City of Maple Heights according to the September 2021 Census for calendar year 2024 and a uniform rate of \$8.00 per capita for calendar year 2025.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, that:

**Section 1.** The Mayor is hereby authorized to enter into a contract with the Cuyahoga County Board of Health, a copy of which is attached hereto and incorporated herein by reference, which will provide health services to Maple Heights residents for the year 2024 at a rate of Seven Dollars and Twenty-Five Cents (\$7.25) per person, with the total cost not to exceed the sum of One Hundred Seventy-One Thousand Eight Hundred Thirty-Two Dollars and No Cents (\$171,832.00) and for the year 2025 at a rate of Eight Dollars and Zero Cents (\$8.00) per person, with the total cost not to exceed the sum of One Hundred Eighty-Nine Thousand Six Hundred Eight Dollars and No Cents (\$189,608.00).

**Section 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** This Resolution constitutes an emergency measure necessary for the public health and general welfare of the residents of the City and to execute the contract in a timely manner and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council



**RESOLUTION NO.: 2023-88**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR, TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH (CCBH) AS SUB-RECIPIENT OF A \$25,000 GRANT AWARDED TO CCBH BY THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR), DIVISION OF FORESTRY, FOR AN URBAN TREE CANOPY RESTORATION PROJECT TO EXPAND THE TREE CANOPY IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Cuyahoga County Board of Health (CCBH) applied for an Urban Tree Canopy Restoration Project grant, in partnership with the City of Maple Heights, from the Ohio Department of Natural Resources (ODNR), Division of Forestry, to expand the tree canopy in Maple Heights by purchasing, planting, and maintaining approximately 50-60 trees in the City during the time period September 2023-September 2025; and

**WHEREAS**, CCBH was awarded a grant in the amount of \$25,000 by ODNR to partner with Maple Heights in the Urban Tree Canopy Restoration project to expand the tree canopy in Maple Heights; and

**WHEREAS**, Maple Heights, through a Sub-Recipient Agreement with CCBH agrees to provide services, including the purchase and installation of trees, and CCBH agrees to reimburse Maple Heights for the services provided, up to the amount of the grant, all as is more fully set forth in the Sub-Recipient Agreement, a copy of which is on file in the Office of the City Engineer; and

**WHEREAS**, Council finds that it is in the best interest of the health, safety and welfare of all of the City residents to partner with CCBH in the Urban Tree Canopy Restoration Project as set forth in the Sub-Recipient Agreement with CCBH and expand the tree canopy in the City.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio that:

**Section 1.** The Mayor is authorized, on behalf of the City, to enter into a Sub-Recipient Agreement with the CCBH as partner in the ODNR's Urban Tree Canopy Restoration Project grant of \$25,000 to expand the tree canopy in Maple Heights during the period September 30, 2023-September 30, 2025, whereby the City will provide services, including the purchase and installation of trees, and CCBH will reimburse the City for the services provided, up to the amount of the grant, all as is more fully set forth in the Sub-Recipient Agreement, a copy of which is on file in the Office of the City Engineer.

**Section 2.** The Finance Director is authorized to amend the appropriations as required for the expenditures outlined within this Resolution.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that the project must be timely commenced, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson Clerk of Council

**RESOLUTION NO. 2023-89**

**INTRODUCED BY:** Council as a Whole

**MOTION FOR ADOPTION BY:**

**A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2023-PZ-36 WHICH DENIED THE APPLICATION OF KEN KRAYNAK AND LINDA LUKAT OF 14207 KREMS AVENUE FOR A VARIANCE FROM THE REQUIREMENT OF SEC. 1290.06 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES THAT SINGLE FAMILY DWELLING UNITS MUST HAVE A GARAGE FOR OFF-STREET PARKING.**

**WHEREAS**, in **Case No. 2023-PZ-36** the City's Planning and Zoning Commission issued a decision denying the application of Ken Kraynak and Linda Lukat ("the Applicants"), of 14207 Krems Avenue, Maple Heights ("the Premises"), for a Variance from the requirement of Sec. 1290.06 of the MH Codified Ordinances that single family dwelling units must have a garage for off-street parking purposes. The garage that was on the Premises was demolished in May 2023. The Applicants sought the Variance so that they would not have to replace the garage; and

**WHEREAS**, Sec. 1262.03(F) of the MH Codified Ordinances provides: "Council has the authority to review and overrule any decision of the Planning & Zoning Commission, by ordinance or resolution, passed by two-thirds (2/3) vote of the members elected to Council within forty-five (45) business days of the date of the decision, provided that \* \* \* the applicant notifies the Secretary to the Planning & Zoning Commission and the Chief Building Official of his or her objection in writing within five (5) business days of the date of the decision of the Planning & Zoning Commission. The decision of Council in such matters is final and shall not be subject to appeal except to a court of competent jurisdiction in conformance with state and federal law."; and

**WHEREAS**, the Applicants timely filed an appeal of the P&Z Decision to Council pursuant to Sec. 1262.03(F) and the Applicants presented their appeal to Council at its August 2, 2023 Council Meeting for review and consideration.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, that:

**Section 1.** The decision of the City's Planning and Zoning Commission in **Case No. 2023-PZ-36** denying the application of Ken Kraynak and Linda Lukat, of 14207 Krems Avenue, Maple Heights for a Variance from the requirement of Sec. 1290.06 of the MH Codified Ordinances that single family dwelling units must have a garage for off-street parking purposes so that they do not have to replace the previously existing garage, is hereby overruled.

**Section 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** Pursuant to Codified Ordinance Sections 1262.03(F) this Resolution, provided it receives the affirmative vote of five (5) or more members elected to Council, shall take effect and be in force immediately upon its passage.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga and State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

**RESOLUTION NO. 2023-90**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT FROM THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) THROUGH THE TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE (TLCI) IMPLEMENTATION PROGRAM, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Northeast Ohio Areawide Coordinating Agency (NOACA) provides assistance to communities and public agencies for integrated transportation and land use planning projects that strengthen community livability through the Transportation For Livable Communities Initiative (TLCI); and

**WHEREAS**, TLCI advances the goals of NOACA's Regional Strategic Plan by developing transportation projects that provide more travel options, promote reinvestment in underutilized or vacant/abandoned properties, support economic development, ensure that the benefits of growth and change are available to all members of a community, enhance regional cohesion and provide people with safe and reliable transportation choices; and

**WHEREAS**, NOACA has a grant program whereby NOACA will pay a portion of the funds necessary to construct projects that advance the goals of the TLCI under the Transportation for Livable Communities Implementation Program; and

**WHEREAS**, the Southgate Park Boulevard Resurfacing Project will advance the goals of NOACA's Regional Strategic Plan and the TLCI by providing more travel options, promoting reinvestment in an area that contains underutilized or vacant/abandoned properties, supports economic development, ensures that the benefits of growth and change are available to all members of the community, enhances regional cohesion and provides people with safe and reliable transportation choices.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Maple Heights, County of Cuyahoga, State of Ohio that:

**Section 1.** The Mayor and the City Engineer are hereby authorized to apply for funding from NOACA, through the Transportation For Livable Communities Initiative (TLCI) Implementation Program for the Southgate Park Boulevard Resurfacing Project within the City of Maple Heights.

**Section 2.** The Mayor is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance and further upon the recommendations of the City Engineer, and approved as to form by the City Law Director, in accordance with all authority granted to and limitations upon the City Director of Finance.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City, and to be able to submit the application in a timely manner, and provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

\_\_\_\_\_  
Annette M. Blackwell, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST: \_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: \_\_\_\_\_

\_\_\_\_\_  
Leonette Cicirella Johnson, Clerk of Council